

# **EXHIBIT I**

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1

2 UNITED STATES DISTRICT COURT  
3 EASTERN DIVISION OF NEVADA

4 -----X

5 ADELE SAMMARCO,

6 Plaintiff, Case No.  
02.CIV.6239  
- against - (SJ) (JMA)

7 NEW YORK 1, PETER LANDIS, STEVE PAULUS,  
8 ELISABETH FANFANT,

9 Defendants.

10 -----X

11

12

13 EXAMINATION BEFORE TRIAL of the

14 Defendant, NEW YORK 1, by GARY ANTHONY

15 RAMSAY, held at the law offices of JOSEPH

16 TACOPINA, P.C., 275 Madison Avenue, New

17 York, New York, on October 27, 2006,

18 commencing at 10:30 a.m., before Sonya Owen,

19 a Shorthand Reporter and Notary Public

20 within and for the State of New York.

21

22

23

24 REINIG REPORTING, INC.  
192 Lexington Avenue  
Suite 802  
New York, New York 10016  
25 (212) 684-7298

□

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2 A P P E A R A N C E S :

3

4 LAW OFFICES OF JOSEPH TACOPINA, P.C.  
Attorneys for Plaintiff

5 275 Madison Avenue  
New York, New York 10016

6

BY: JOSEPH TACOPINA, , ESQ.

7

-and-

ANDREW C. LAUFER, ESQ.

8

9

10

11 KAUF, McCLAIN & McGUIRE, LLP  
Attorneys for Defendants

12 950 Third Avenue  
New York, New York 10022

13

BY: KENNETH A. MARGOLIS, ESQ.

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16

17 ALSO PRESENT:

18 ABBY F. STRAUSS, ESQ.

19 ADELE SAMMARCO

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S T I P U L A T I O N S

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IT IS HEREBY STIPULATED AND AGREED by  
and between the attorneys for the respective  
parties hereto that the sealing, filing and  
certification of the transcript of the within  
examination before trial be, and the same  
hereby are waived.

IT IS FURTHER STIPULATED AND AGREED  
that said transcript may be signed and sworn  
to before any Notary Public or Commissioner  
of Deeds with the same force and effect as if  
signed and sworn to before an officer of this  
Court.

IT IS FURTHER STIPULATED AND AGREED  
that all objections, except as to the form of  
the questions, are reserved to the time of  
the trial.

1

2 G A R Y A N T H O N Y R A M S A Y,

3 called as a witness, having

4 been first duly sworn, was

5 examined and testified as

6 follows:

7

8 EXAMINATION BY MR. TACOPINA:

9 Q State your name for the record,  
10 please.

11 A Gary Anthony Ramsay.

12 Q Your address, please?

13 A 75 Ninth Avenue, New York, New  
14 York 10011.

15 Q Good morning, Mr. Ramsay.

16 A Good morning.

17 Q Where are you currently employed?

18 A New York 1 News.

19 Q What capacity?

20 A I am the weekend anchor and  
21 breaking news reporter.

22 Q How long have you been at New  
23 York 1 News?

24 A Since 1992.

25 Q What position were you hired to

1 G. Ramsay  
2 fulfill in 1992?  
3 A Queens reporter.  
4 Q Who is your immediate supervisor  
5 currently?  
6 A My immediate supervisor is Bernie  
7 Han.  
8 Q What is his title?  
9 A It is Bernadette Han. She is the  
10 news director.  
11 Q So she is the current news  
12 director?  
13 A Her title is bigger than that,  
14 but that is what she does.  
15 Q Mr. Ramsay, have you ever been  
16 arrested?  
17 A Yes.  
18 Q When was that?  
19 A I believe it was 2000, the fall  
20 of 2000.  
21 Q Was that a baseball game or  
22 something?  
23 A No.  
24 Q Where was that?  
25 A It was in lower Manhattan.

1 G. Ramsay

2 Disorderly conduct charge.

3 Q Were you working at the time?

4 A Was I on the job?

5 Q Were you on duty at the time?

6 A No.

7 Q What happened with that case?

8 Was it resolved?

9 A It was dismissed.

10 Q That was the only time you have  
11 been arrested?

12 A No.

13 Q When else?

14 A When I was in college.

15 Q What was that for?

16 A Failure to turn in a cable box  
17 essentially.

18 Q Did you serve many years in jail  
19 for that?

20 A No, no.

21 Q Were you arrested in 2000 during  
22 the Yankee Mets subway series game?

23 A No.

24 Q Did you have an altercation with  
25 a police officer at that point, at one of

1                               G. Ramsay  
2   these subway series games?  
3               A     No.  
4               Q     Do you know who -- I may not be  
5   pronouncing it correctly, Bashe Warner is?  
6               A     Yes.  
7               Q     Who is he?  
8               A     Bashe Warner was a photographer  
9   at New York 1.  
10              Q     Was he initially an intern for  
11   you?  
12              A     Yes.  
13              Q     What was your relationship like  
14   with Bashe Warner?  
15              A     We were close.  
16              Q     Did you ever discuss Adele  
17   Sammarco to Bashe Warner?  
18              A     Not that I can recall.   Maybe.  
19   Probably only relative to a story or whatever.  
20              Q     Did you discuss Adele Sammarco  
21   in a sexually explicit manner with Bashe  
22   Warner?  
23              A     Not that I can recall.  
24              Q     Not that you recall?  
25              A     No.

□



1 G. Ramsay

2 Q What happened to Bashe Warner?

3 Is he still at New York 1?

4 A No, he is not.

5 Q Did he get fired?

6 A Yes.

7 Q Do you know why?

8 A I am not -- I wasn't -- I can't

9 tell you why they fired him.

10 Q Did he ever express to you why he

11 was fired?

12 A Yes.

13 Q What did he tell you?

14 A He said he was accused of

15 stealing a camera or assisting in stealing.

16 Q Sir, I am going to jump right

17 into a particular date, July 29, 2000. Do you

18 recall being at a party at Cafe Iguana on that

19 date?

20 A I recall being at a party in Cafe

21 Iguana in that year, but I don't recall the

22 particular date.

23 Q Is that the party where you drove

24 Adele Sammarco home?

25 A Yes, that's correct.

□

1 G. Ramsay

2 Q By the way, before we get into  
3 the specifics of that drive from the Cafe  
4 Iguana party to Adele Sammarco's house, are  
5 you familiar with a clause in your contract  
6 that deals with codes of conduct?

7 A Yes, I am.

8 Q What do you recall that clause  
9 stating?

10 A Without getting into it word for  
11 word, essentially that New York 1 can  
12 discipline me for things that bring them into  
13 a negative light that happen.

14 Q That brings New York 1 into a  
15 negative light?

16 A Or myself.

17 Q Have you ever violated, in your  
18 opinion, that code of conduct?

19 A No.

20 Q Where did you drive Ms. Sammarco  
21 after that Cafe Iguana party to in July of  
22 2000?

23 A She said she was staying with a  
24 friend. I don't remember the street.

25 Q Do you remember what borough?

□

1 G. Ramsay  
2 A In Manhattan.  
3 Q When you got to the location  
4 where Ms. Sammarco got out, did you hold her  
5 in your car? Did you make physical contact  
6 with her?  
7 MR. MARGOLIS: Which question are  
8 you asking, because you asked two  
9 questions there?  
10 Q Here is the question: Before she  
11 got out of the car did you make physical  
12 contact with her?  
13 A I may have, yes.  
14 Q Describe that, if you would.  
15 A I may have leaned over and kissed  
16 her good night.  
17 Q You may have leaned over and  
18 kissed her good night, okay.  
19 Did you place your tongue down  
20 her throat in kissing her good night?  
21 A No.  
22 Q Did you have a sexual  
23 relationship with Ms. Sammarco at the time?  
24 A No.  
25 Q Were you dating?

□

1 G. Ramsay

2 A No.

3 Q Were you social friends?

4 A No.

5 Q But you felt the need to kiss her

6 good night on that particular evening?

7 A Well, it was a peck on the cheek

8 I am sure.

9 Q A peck on the cheek. Had you  
10 pecked Ms. Sammarco on the cheek before?

11 A I have.

12 Q Do you peck the female reporters  
13 or employees of New York 1 on the cheek when  
14 you are leaving or when you are parting ways  
15 with them?

16 A Pardon me.

17 Q Do you peck female employees of  
18 New York 1 on the cheek when you are parting  
19 ways with them?

20 A All of them or any of them?

21 Q Any of them.

22 A I have.

23 Q Who?

24 A Those who are my friends,  
25 personal friends.

□

1 G. Ramsay

2 Q Who is that?

3 A Now or then?

4 Q Let's start with then.

5 A I couldn't give you a specific

6 list.

7 Q Could you give me one name other

8 than Adele Sammarco?

9 A Debbie Ferrick.

10 Q You would peck Debbie Ferrick on

11 the cheek when you left?

12 A Not all of the time.

13 Q Did you wrap your arms around

14 Ms. Sammarco in the car that night?

15 A No.

16 Q Did you fondle Ms. Sammarco in

17 any way?

18 A No.

19 Q So did your arms or hands touch

20 her body?

21 A I don't think so, no.

22 Q So what is the physical contact

23 that you said you may have had with

24 Ms. Sammarco in that car that night in 2000?

25 A As I already said, I leaned over

□

13

2 and probably kissed her on the cheek.

3 Q Why did you feel it was  
4 appropriate to kiss Ms. Sammarco on the cheek  
5 that night in the car?

6 A We had been -- if I recall, we  
7 had been talking about some New York 1 job  
8 related stuff. It was, I guess, stuff that we  
9 both felt the same about in terms of the job.

10 Q Like what? What were you talking  
11 about?

12 A Frustrations, day-to-day  
13 frustrations with any number of things. The  
14 assignment desk, resources.

15 Q You were frustrated with the  
16 assignment desk?

17 A At the time?

18 Q Yes.

19 A Yes.

20 Q What in particular were you  
21 frustrated about?

22 A It was just one big story  
23 sometimes or even moderate stories or just you  
24 didn't get any help. You were out there by  
25 yourself a lot.

□

14

2 Q You raised that or she raised

3 that as an area of frustration and you both  
4 seemed to come to the same consensus and  
5 agreement that it was frustrating?

6 A Yes.

7 Q Because of that you felt the need  
8 to kiss her on the cheek when she left?

9 A I couldn't exactly describe it as  
10 a need. It is just something that happened.

11 Q You formed a desire to kiss her  
12 on the cheek because you both agreed that New  
13 York 1 was frustrating you?

14 A No. I would say that although  
15 Adele and I weren't social friends we at one  
16 time shared the same set of cubicles and often  
17 had random discussions about a number of  
18 things.

19 Q So because of that you formulated  
20 this desire to kiss her on the cheek?

21 MR. MARGOLIS: I will object. He  
22 hasn't testified he formulated a desire  
23 of any kind.

24 Q Did she ask you, Mr. Ramsay, to  
25 kiss her on the cheek when she was getting out

□

15

1 G. Ramsay

2 of the car?

3 A She did not ask me.

4 Q Did you on your own decide to  
5 kiss her on the cheek?

6 A I don't think it was a decision I  
7 made by myself, because she leaned back and we  
8 separated.

9 Q Let's take that slowly. She  
10 leaned back as in away from you?

11 A Leaned forward.

12 Q When you say lean forward --

13 A When I say back, I mean back  
14 towards me.

15 Q Who made the first move,  
16 Mr. Ramsay?

17 A I can't recall.

18 Q So she may have leaned forward to  
19 you looking for a kiss and you just wanted to  
20 accommodate her; is that a possibility?

21 A It is a possibility, yes.

22 Q Really, it is your testimony that  
23 when you went to kiss her on the cheek she  
24 leaned forward to make it easier for you to  
25 kiss her?

□

16

1 G. Ramsay

2 A Yes.



3 Q When did you decide you were

4 going to kiss her on the cheek?

5 A Like I said, I didn't make a  
6 decision it was going to happen. It is not  
7 something I thought about during the course of  
8 the drive.

9 Q When did you come to the decision  
10 that you were going to kiss her on the cheek?

11 MR. MARGOLIS: I will object. He  
12 just testified he didn't make a  
13 decision on this. He just testified he  
14 didn't make a decision during the  
15 course of the drive.

16 MR. TACOPINA: Your objection is  
17 noted.

18 Q Please answer the question. When  
19 did you come to that decision you were going  
20 to kiss her on the cheek?

21 A As I was saying good night.

22 Q After you came to that decision  
23 and you kissed her as you say on the cheek,  
24 now it is your testimony under oath you didn't  
25 put your tongue down her throat?

□

17

1 G. Ramsay

2 A That's right.

3 Q Is it your testimony under oath

4 you didn't hold her neck in place when you

5 kissed her?

6 A That's correct.

7 Q It is your testimony that you

8 didn't use your arms to hold her down in your

9 car?

10 A That's correct.

11 Q What did she say to you after you

12 kissed her on the cheek because you shared the

13 same cubicles?

14 A Excuse me.

15 Q What did she say after you kissed

16 her on the cheek?

17 A Good night.

18 Q Now, Boshe Warner, did you ever

19 discuss this incident, the sudden urge you had

20 to kiss Adele Sammarco, the kiss with Bashe

21 Warner?

22 MR. MARGOLIS: Objection.

23 MR. TACOPINA: I will rephrase

24 it.

25 Q Did you ever discuss your kissing

□

18

1 G. Ramsay

2 Ms. Sammarco on the cheek in your car after

3 the Cafe Iguana party with Bashe Warner?

4 A I may have.

5 Q What did you say to him?

6 A That Adele accused me of groping

7 and fondling her in my car.

8 Q What did you say to him about

9 that?

10 A What did I say to him about that?

11 Q What was your response to what

12 the accusations were when you did tell Bashe

13 Warner what you had done?

14 A As I recall, I told him it was

15 ridiculous and that I was pissed.

16 Q You were pissed?

17 A Yes.

18 Q Did you keep a little black book

19 of female interns who worked for you at New

20 York 1?

21 A No.

22 Q You never had a black book with

23 all of the female interns' names and phone

24 numbers?

25 A No.

□

19

1 G. Ramsay

2 Q Prior to this 2000 Cafe Iguana

3 party and this car ride, did you sexually

4 assault a female intern at New York 1?

5 A No.

6 Q Was there ever an allegation made  
7 against you that you assaulted a female intern  
8 at New York 1? It is the first you are  
9 hearing about it?

10 A Yes, absolutely.

11 Q You later learned that a  
12 complaint was filed against you by  
13 Ms. Sammarco in the car that night for your  
14 conduct; is that correct?

15 A Yes.

16 Q Did Elisabeth Fanfant ever speak  
17 to you about Adele Sammarco?

18 A Yes.

19 Q About that complaint?

20 A Yes.

21 Q Elisabeth Fanfant was the human  
22 resources manager?

23 A Yes.

24 Q What did she tell you? What did  
25 she say to you about this allegation?

□

20

1 G. Ramsay

2 A That Adele had -- now that Adele  
3 had filed a complaint -- in thinking back I am  
4 not sure if it was Ms. Fanfant or somebody

5 else from human resources.

6 Q Do you recall someone from human  
7 resources talking to you about the complaint?

8 A Yes.

9 Q What did they say to you?

10 A That Adele had filed a complaint  
11 against the company regarding this incident  
12 that supposedly happened in my car and along  
13 with some other stuff she was bringing up  
14 against the company.

15 Q What did you say to them, this  
16 human resources person that you spoke with?

17 A That I was shocked. I was angry,  
18 but more sad than -- like questioning why  
19 would she say something like that.

20 Q Did they ever tell you that  
21 perhaps it wasn't appropriate for you to reach  
22 over and kiss a fellow employee? Did they  
23 discuss that with you, anyone from human  
24 resources?

25 A Did anybody ever discuss with me

□

21

1 G. Ramsay

2 at what point?

3 Q At any point after the allegation  
4 was made.

5 A No.

6 Q They never told you that?  
7 A They never said to me it is  
8 inappropriate for you to have physical contact  
9 with other female employees at New York 1  
10 outside of the premises.

11 Q They never told you that it was  
12 inappropriate for you to take it upon yourself  
13 to kiss a female employee at New York 1? They  
14 never instructed you about that?

15 A They have said that it is  
16 inappropriate to have physical contact with  
17 employees at New York 1 during your work time.

18 Q In particular did Landis, Peter  
19 Landis, give you any instructions with regard  
20 to your conduct after Adele Sammarco's  
21 complaint was lodged?

22 A Not that I recall.

23 Q You don't recall.

24 Did you discuss Adele Sammarco's  
25 complaint with Peter Landis?

□

22

1 G. Ramsay

2 A I did.

3 Q What did he tell you?

4 A He told me that Adele Sammarco  
5 had filed a complaint and that these are her

6 allegations and it is a part of a long list of  
7 other allegations against New York 1. He  
8 asked me if it happened.

9 Q So he confronted you with her  
10 allegations and then told you about other  
11 allegations unrelated to you that Adele was  
12 making?

13 A They didn't say what those  
14 allegations were. They said they were a part  
15 of a group, a list of allegations that were  
16 made against the company.

17 Q Did you ever discuss the  
18 allegations that Adele made with Steve Paulus?

19 A Only in the same vain.

20 Q Are you aware of the conclusion,  
21 the findings that were made by the powers to  
22 be, management, that investigated this claim  
23 made by Adele Sammarco against you?

24 MR. MARGOLIS: I will object. He  
25 hasn't testified to any investigation

□

23

1 G. Ramsay  
2 nor is there any foundation to ask him  
3 about that.  
4 Q Do you know if they did an  
5 investigation into Adele's claim or did they  
6 dismiss it?

7 MR. MARGOLIS: I will object at  
8 this point. Apparently it is being  
9 investigated as part of a legal claim,  
10 so I think it is a matter of work  
11 product.

12 MR. TACOPINA: Your objection is  
13 noted.

14 Q Please answer the question. Were  
15 you aware of an investigation that was  
16 commenced by management at New York 1 based  
17 upon Adele's claim against you?

18 A Yes, I was.

19 Q As part of that investigation you  
20 were interviewed; is that correct?

21 A Yes.

22 Q Did you later learn the findings  
23 of that investigation?

24 A I guess the answer to that is  
25 yes.

□

24

1 G. Ramsay

2 Q What is your understanding as to  
3 what the findings were?

4 A They found it unfounded. Her  
5 allegation was unfounded.

6 Q It is your understanding they



7 found her allegations unfounded.

8 A I was never presented with a  
9 document or set -- or brought into an  
10 interview to be given the formal results of  
11 any investigation.

12 Q Did you have a chance to read the  
13 deposition testimony of Peter Landis?

14 A I did not.

15 Q Steve Paulus?

16 A No.

17 Q I will be clear when I say the  
18 deposition testimony. I mean the deposition  
19 testimony that was taken in this litigation  
20 prior to your deposition here today.

21 A No.

22 Q Has anyone told you that they  
23 came to the conclusion that you made a pass at  
24 Ms. Sammarco that night in the car?

25 A No.

□

25

1 G. Ramsay

2 Q No?

3 A No.

4 MR. MARGOLIS: You are not  
5 suggesting there was any such testimony  
6 are you, Mr. Tacopina?

7 MR. TACOPINA: I am talking about

8 that. I am asking if he was made aware  
9 of the fact that any of these people  
10 testified to that. Yes, I am  
11 suggesting that.

12 Q What is your current salary,  
13 Mr. Ramsay?

14 A About \$150,000 a year.

15 Q When you started in '92 what was  
16 your salary?

17 A About 38, 40.

18 Q Your \$150,000 salary that you are  
19 currently earning, when did you achieve that  
20 pay scale?

21 A The last contract which was two  
22 years ago.

23 Q I may have asked you this, I will  
24 ask it again if I can. Prior to that night in  
25 the car after the Cafe Iguana party had you

□

26

1 G. Ramsay  
2 discussed Adele Sammarco?

3 A No.

4 Q After that night did you discuss  
5 Adele Sammarco?

6 A No.

7 Q When did you first meet Adele

8 Sammarco?

9 A In '92 when we came to New York

10 1.

11 Q You both came together?

12 A Yes, as a group.

13 Q You both started at the same

14 time?

15 A Yes.

16 Q I think you testified earlier  
17 your relationship with Adele was an employment  
18 relationship not a social one?

19 A Correct.

20 Q Can you describe the work  
21 environment in the New York 1 newsroom in '92?

22 A In '92, well, it was a start up,  
23 so it was very close. We all spent a lot of  
24 time in this one room. It wasn't much bigger  
25 than this conference room.

□

27

1 G. Ramsay

2 Q How about in that time frame, say  
3 1999, 2000, 2001, what was the work  
4 environment at New York 1, if you can describe  
5 it?

6 MR. MARGOLIS: I will object to  
7 the form of that question.

8 Do you understand the question?

9 THE WITNESS: I think I do.

10 Q Try to answer it as best you can,

11 please.

12 A It was work.

13 Q Well, I mean, can you describe

14 the type of banter that went on in the

15 newsroom at that time?

16 MR. MARGOLIS: Objection to the

17 form of the question.

18 Q Were there jokes made of the

19 sexual nature in the New York 1 newsroom?

20 A No.

21 Q Never?

22 A Not in the newsroom, no.

23 Q Where?

24 A Now if you describe -- there

25 weren't jokes made about sex in the newsroom.

□

28

1 G. Ramsay

2 It happened -- if people said things it was

3 probably when there were a group of reporters

4 in the field.

5 Q Had you witnessed any of those

6 sort of jokes or that type of banter of a

7 sexual nature type of banter?

8 A Sporadic. Throughout 14 years

9 sporadically.

10 Q I am going to show you what was  
11 previously marked as Plaintiff's Exhibit 16.

12 MR. MARGOLIS: I asked for a copy  
13 of it, but I didn't get one.

14 MR. LAUFER: You want a copy of  
15 the whole tape? You did get a copy of  
16 the cover with the sticker, right?

17 MR. MARGOLIS: Yes, I would like  
18 a copy of the entire tape.

19 Q Have you ever seen Plaintiff's  
20 Exhibit 16 before?

21 A No.

22 Q Have you ever seen this videotape  
23 that is entitled Fever Pitch in Adele  
24 Sammarco's mailbox?

25 A No.

□

29

1 G. Ramsay

2 Q Were you aware this was placed in  
3 her mailbox?

4 A No.

5 Q Have you ever said to anyone in  
6 the newsroom at New York 1 that Peter Landis  
7 was a racist?

8 A No.

9 Q Have you ever expressed that to

10 anyone?  
11 A No.  
12 Q About Peter Landis?  
13 A No.  
14 Q Do you believe Peter Landis to be  
15 a racist?  
16 A No.  
17 Q Do you have a working  
18 relationship with him?  
19 A Yes.  
20 Q A good relationship?  
21 A Yes.  
22 Q Have you ever had any problems  
23 with him?  
24 A Yes, I have.  
25 Q Nothing to do with you believing

□

30

1 G. Ramsay  
2 him to be either a racist or bias in any way  
3 against you?  
4 A No, no, not racist, no.  
5 Q Are you aware it has been  
6 referred to as a gag videotape, a Christmas  
7 blooper reel that was passed out at New York  
8 1?  
9 A There have been a few.

10 Q Are you aware of one that was  
11 made by Jeff Simmons regarding a gag videotape  
12 of Adele Sammarco and a technician zippering  
13 up her pants?  
14 A No.  
15 Q Had you ever seen this tape?  
16 A No.  
17 Q Have you heard of that tape?  
18 A No.  
19 Q The few that you referred to what  
20 do they contain in general?  
21 A Live shot bloopers, anchor  
22 bloopers, that kind of stuff.  
23 Q Nothing of a sexual nature?  
24 A No.  
25 Q You never seen any blooper

□

31

1 G. Ramsay  
2 videotape that contained any acts of a sexual  
3 nature?  
4 A I have never seen it.  
5 Q I will show you what has been  
6 marked Plaintiff's 14. Have you ever seen  
7 this photo before?  
8 A No.  
9 Q You have never seen the photo of  
10 Adele Sammarco whose head is superimposed on

11 someone's body with enlarged breasts with the  
12 title "The green team is a bust." You have  
13 never seen that photograph before?

14 A I have never seen this photo.

15 Q So if I were to tell you it was  
16 plastered all over company facilities that  
17 would come as a surprise to you; is that  
18 correct?

19 A Absolutely.

20 Q Do you know that Peter Landis  
21 acknowledged this photo existed and it was on  
22 the New York 1 premises and in the newsroom at  
23 various times?

24 MR. MARGOLIS: I will object. He  
25 already testified he didn't.

□

32

1 G. Ramsay

2 Q Were you made aware that Peter  
3 Landis already acknowledged that this existed?

4 A No, no.

5 MR. MARGOLIS: We will stipulate  
6 it exists, Mr. Tacopina.

7 MR. TACOPINA: Thanks.

8 Q What is your relationship with  
9 Jeff Simmons?

10 A Jeff Simmons, I would say -- I



11 would describe Jeff Simmons as 2691 friend.  
12 Q He still works with New York 1?  
13 A No, he does not.  
14 Q Did he leave New York 1?  
15 A Yes.  
16 Q Was he fired?  
17 A No.  
18 Q Do you know where he is at now?  
19 A He is doing some political  
20 consulting work, PR work.  
21 Q By the way, where do you live,  
22 Mr. Ramsay?  
23 A I am on the west side of  
24 Manhattan.  
25 Q Would you provide your address

□

33

1 G. Ramsay  
2 specifically?  
3 MR. MARGOLIS: I will object to  
4 that point. He has given his business  
5 address. He is working for New York 1.  
6 The witness would prefer not to supply  
7 his home address.  
8 Q Is that true?  
9 A That is true.  
10 Q Would you agree with the  
11 conclusion that in that car ride in 2000 after

12 the Cafe Iguana party that you made a pass at  
13 Adele Sammarco?  
14 A Absolutely not.  
15 Q You wouldn't agree with that?  
16 A Absolutely not.  
17 Q Have you expressed interest in  
18 the past prior to this incident in Adele  
19 Sammarco in a sexual way to any of your  
20 coworkers?  
21 A I may have.  
22 Q Who would that person have been?  
23 A I have no idea. I can't.  
24 Q You say may have. What exactly  
25 does that mean?

□

34

1 G. Ramsay  
2 A I may have described Adele as an  
3 attractive woman.  
4 Q That you had sexual desires?  
5 A No, not along those lines.  
6 Q Had you personally witnessed,  
7 Mr. Ramsay, any inappropriate sexual contact?  
8 I don't mean sex act, but inappropriate sexual  
9 contact committed by any other New York 1  
10 employees?  
11 A Not that I can recall.

12 Q Not that you can recall?  
13 A No.  
14 Q How about any inappropriate  
15 sexual comments? I am not talking about the  
16 few jokes you described sporadically in the  
17 news vans. Any inappropriate sexual comments  
18 made?  
19 A Do you have an example?  
20 Q Yes. For instance, Steven Paulus  
21 speaking to a New York 1 reporter's boyfriend  
22 about his quote unquote schlong in the  
23 newsroom, do you recall anything like that?  
24 A No, no.  
25 Q How about Steven Paulus kissing a

□

35

1 G. Ramsay  
2 New York 1 female assistant; did you observe  
3 that?  
4 A I have never seen that.  
5 Q How about Peter Landis brushing  
6 against a female employee in the newsroom so  
7 he could fondle her buttocks, have you ever  
8 seen that?  
9 A No, no.  
10 Q Did you ever hear a New York 1  
11 reporter ever ask Adele Sammarco how many cops  
12 she slept with to get her stories?

13 A I never heard that.

14 Q Did you see Playboy magazines at

15 the assignment desk at New York 1?

16 A No.

17 Q You never seen those?

18 A I never seen those.

19 Q So it is your testimony that you

20 never seen any inappropriate sexual contact at

21 New York 1?

22 A No. Have I ever seen contact

23 with people at New York 1, I have.

24 Q What do you mean by that?

25 A People who are now husband and

□

36

1 G. Ramsay

2 wife.

3 Q Who?

4 A Michael O'Loony and Annika

5 Pergament.

6 Q When you say you have seen

7 contact, what does that mean?

8 A Holding hands, touching.

9 Q Are those the only two people you

10 observed such contact with?

11 A That comes to mind, yes.

12 Q Have you ever observed or heard

13 any inappropriate sexual comments made at New  
14 York 1?  
15 A I have never heard them, no.  
16 Q Have you heard of them?  
17 A I have heard of them.  
18 Q What have you heard of?  
19 A It is someone heard that someone  
20 else said that people were -- might have been  
21 sleeping together, something like that. I  
22 don't know if it is inappropriate, but I am  
23 probably putting it all in one category.  
24 Q Was there a mandate or was it a  
25 policy that New York 1 employees should not be

□

37

1 G. Ramsay  
2 sleeping with one another?  
3 A No, it wasn't a mandate.  
4 Q Was it against policy?  
5 A Only for managers and  
6 subordinates.  
7 Q Did you ever have a sexual  
8 relationship with any of your subordinates?  
9 A No.  
10 Q Did you ever have a relationship  
11 with any female intern?  
12 A Yes.  
13 Q Who is that?

14 MR. MARGOLIS: I will object to  
15 any questions about -- I will put it  
16 this way. I will object to any  
17 questions other than nonconsensual  
18 relationships. Questions about  
19 consensual relationships are not part  
20 of the subject of this deposition.

21 Q Well, I am going to ask you to  
22 answer that Mr. Ramsay, because you just  
23 testified it was policy that a New York 1  
24 employee should not have a sexual relationship  
25 with a subordinate. You just testified that

□

38

1 G. Ramsay  
2 you had one with an intern. I am asking who  
3 the intern is.

4 MR. MARGOLIS: I will object to  
5 that. It is the subject of prior  
6 motion practice, including a ruling  
7 that consensual relationships are not  
8 the proper subject of this lawsuit.

9 MR. TACOPINA: The witness just  
10 testified it is against company policy  
11 and he just acknowledged these --

12 A She was an intern.

13 MR. TACOPINA: Your objection is

14                   noted.

15                   Q       Go ahead. I am sorry.

16                   A       At the time she had a job

17       someplace else.

18                   Q       Who was that?

19                   A       I can't recall her name.

20                   Q       You can't recall the name of the

21       intern you had a sexual relationship with?

22                   A       That's correct.

23                   Q       How long did you have this sexual

24       relationship?

25                   A       It was years ago.

□

39

1                               G. Ramsay

2                   Q       How many years ago?

3                   A       I would say seven or eight.

4                   Q       You don't recall her first name?

5                   A       Kristen.

6                   Q       Kristen?

7                   A       Yes.

8                   Q       When did she work at New York 1?

9                   A       Mid to late '90s, I think. I

10       think.

11                   Q       When did you have the

12       relationship with her, sexual relationship

13       with her?

14                   A       After her internship had expired

15 she had -- she was still here waiting for her

16 job in Ohio.

17 Q So her internship had expired and

18 she was still on New York 1 premises working?

19 A No.

20 Q So your sexual relationship with

21 Kristen didn't commence until after she left

22 New York 1?

23 A That's correct.

24 Q She got a job in Ohio?

25 A Yes.

□

40

1 G. Ramsay

2 Q Where in Ohio?

3 A A reporting job, I think, in

4 Cincinnati.

5 Q You don't recall Kristen's last

6 name?

7 A No.

8 Q By the way, did Kristen ever make

9 any complaints to anyone at New York 1 about

10 you that you are aware of?

11 A No.

12 Q No?

13 A No.

14 Q How old was Kristen at the time?



15 A I believe she was 20 years of

16 age.

17 Q 20?

18 A Yes.

19 Q Could you describe her physical  
20 attributes?

21 MR. MARGOLIS: I will object at  
22 this point. There has been no  
23 testimony and no evidence of any  
24 nonconsensual relationship. Given the  
25 court has previously ruled on this I

□

41

1 G. Ramsay  
2 will request that you limit your  
3 questions to any nonconsensual physical  
4 relationships.

5 MR. TACOPINA: Again your  
6 objection is noted. We have been down  
7 this road already. I am now confronted  
8 with a witness who doesn't know the  
9 last name of this individual. I have  
10 a right to try to find out who she is.  
11 I have a right to do an investigation.

12 Q If you don't know her last name,  
13 Mr. Ramsay, I will ask you to describe her.

14 MR. MARGOLIS: I will object. I  
15 think you have to ask the witness

16 whether there was a nonconsensual  
17 relationship or there was an allegation  
18 of a nonconsensual relationship. If  
19 no, sir, it is not proper. I think we  
20 should call the magistrate.

21 MR. TACOPINA: You want to call  
22 the magistrate, fine.

23 (A short recess was taken.)

24 MR. TACOPINA: I will withdraw  
25 the last question.

□

42

1 G. Ramsay  
2 Q Mr. Ramsay, to expedite this a  
3 little bit I will ask you a few follow-ups on  
4 the questions you already answered.  
5 It is your testimony under oath,  
6 Mr. Ramsay, that you know the first name of  
7 this intern you had sexual relations with,  
8 that you know she left the station and went to  
9 Cincinnati, Ohio and it is your testimony  
10 under oath you do not know her last name?  
11 A Absolutely.  
12 Q Absolutely not?  
13 A Absolutely not.  
14 Q Was she originally from Ohio,  
15 Kristen?

16 A She has been a lot of places.

17 London. She was a military brat.

18 Q What?

19 A Military kid.

20 Q How long did you have this

21 relationship with her?

22 MR. MARGOLIS: I have the same --

23 I have to assert the same objection.

24 We have been down this road with the

25 court.

□

43

1 G. Ramsay

2 MR. TACOPINA: There will be a  
3 motion, Mr. Margolis, that will address  
4 this new. The reason which is I think  
5 you are citing a ruling that was based  
6 upon lack of specificity, but the  
7 bottom line is we have a good faith  
8 basis to go forward, especially in  
9 light of these answers.

10 What I intend on doing is making  
11 a motion to the court based upon these  
12 answers. We may need to revisit it  
13 obviously after our investigation is  
14 complete and ask additional questions  
15 and testimony of Mr. Ramsay, but we  
16 will deal with that in the legal

17 proceedings.

18 MR. MARGOLIS: Okay.

19 Q I will move on.

20 What is your definition of

21 inappropriate sexual behavior at the

22 workplace, Mr. Ramsay?

23 A Making any comments about a

24 womens' appearance or -- not appearance, but

25 about her in a sexual way in terms of she

□

44

1 G. Ramsay

2 has -- about her sexual -- I mean to me it is

3 anything that could be regarded as degrading

4 or humiliating to a female employee.

5 Q You would agree that although you

6 testified you never seen Plaintiff's 14, the

7 bust pictures with Adele's head superimposed,

8 you would agree this would be sexually

9 inappropriate at the workplace?

10 A Absolutely.

11 Q Now I asked you before about a

12 little black book. You said you had no such

13 little black book listing female interns and

14 so on and so forth. Let my make sure that the

15 we are not having a difference of say a little

16 black book and you had a red book or

17 something, you had no list of female interns;  
18 is that correct?  
19 A No.  
20 Q With their contact information?  
21 A No, no.  
22 Q Did you ever make an  
23 inappropriate sexual was the Lalona Decena,  
24 known as Lonnie?  
25 A I don't even know who it is.

□

45

1 G. Ramsay  
2 Q You don't know who Lonnie Decena,  
3 D-E-C-E-N-A?  
4 A No.  
5 Q Intern at New York 1?  
6 A No.  
7 Q Were you ever interviewed by EEOC  
8 in regards to the claims brought by  
9 Ms. Sammarco?  
10 A Yes.  
11 Q You are aware EEOC separate and  
12 apart from New York 1 did their own  
13 investigation?  
14 A Yes.  
15 Q Are you aware they gave  
16 Ms. Sammarco the right to sue?  
17 MR. MARGOLIS: I will object. He

18 is not a lawyer.

19 MR. TACOPINA: I know. I am

20 asking if he is aware.

21 Q Are you aware?

22 A No.

23 Q Were you ever aware of Adele

24 Sammarco being referred to as BBB, a nickname

25 BBB by other employees at New York 1?

□

46

1 G. Ramsay

2 A BBB, no.

3 Q Are you aware of any nicknames or

4 terms used to describe Adele by male employees

5 of New York 1?

6 A No, not specifically to Adele,

7 no.

8 MR. TACOPINA: We have nothing

9 further right now.

10 MR. MARGOLIS: Thank you.

11 (Time noted: 11:30 a.m.)

12

13

14

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□

47

1

2 A C K N O W L E D G M E N T

3

4 STATE OF NEW YORK )  
 ) ss.  
5 COUNTY OF )

6

7 I, GARY ANTHONY RAMSAY, hereby  
8 certify that I have read the transcript of my  
9 testimony taken under oath in my deposition of  
10 October 27, 2006; that the transcript is a  
11 true, complete and correct record of what was  
12 asked, answered and said during this  
13 deposition, and that the answers on the record  
14 as given by me are true and correct.

15

16

17

\_\_\_\_\_  
GARY ANTHONY RAMSAY

18

19 Signed and subscribed to  
20 before me, this \_\_\_\_ day  
21 of \_\_\_\_\_, 2006.  
22  
23 \_\_\_\_\_  
24 Notary Public State of New York  
25

□

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C E R T I F I C A T E

I, SONYA OWEN, hereby certify that  
the Examination Before Trial of GARY ANTHONY  
RAMSAY was held before me on October 27, 2006:

That said witness was duly sworn  
before the commencement of his testimony;

That the within testimony was  
stenographically recorded by myself, and is a  
true and accurate record of the Examination  
Before Trial of said witness;

That the parties herein were  
represented by counsel as stated herein;

That I am not connected by blood or  
marriage with any of the parties. I am not  
interested directly or indirectly in the  
matter in controversy, nor am I in the employ  
of any of the counsel.

20 IN WITNESS WHEREOF, I have hereunto

21 set my hand this 30th day of October, 2006.

22

23

24

---

SONYA OWEN

25

□